

RESOLUTION #1 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR ADOPTING THE  
TENTATIVE ORDER OF BUSINESS

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the tentative order of business for the year 2017 is hereby  
adopted.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11th

day of January, 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12th

day of January, 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

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RESOLUTION #2 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR ADOPTING THE RULES  
FOR COUNCIL FOR THE YEAR 2017

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the Rules for Council for the year 2017 are hereby adopted.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11th  
day of January, 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12th  
day of January, 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

org2

RESOLUTION #3 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR DESIGNATING THE  
DAILY FREEMAN AS THE OFFICIAL NEWSPAPER OF THE CITY FOR 2017

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That pursuant to Local Law #1 of 1980, the Daily Freeman be and  
is hereby designated as the official newspaper of the City of Kingston, New York, for the  
publication of all ordinances, official notices, rules, regulations, business and  
proceedings of the Common Council, City of Kingston, New York, for the year 2017.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11th

day of January 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12th

day of January 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 1 , 2017

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RESOLUTION #4 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR RENEWING THE CITY  
OF KINGSTON'S INVESTMENT POLICY FOR THE YEAR 2017

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the City of Kingston's Investment Policy be renewed for the  
year 2016.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>  
day of January 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

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RESOLUTION #5 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR ADOPTING THE CITY OF  
KINGSTON'S PROCUREMENT POLICY FOR THE YEAR 2017

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the City of Kingston's Procurement Policy be renewed for the  
year 2017.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January, 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>  
day of January, 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

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RESOLUTION #6 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR RECEIVING MAYOR'S MESSAGE

Sponsored by:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the Mayor's Message be received, printed and filed.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>  
day of January 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

**MEMORIALIZING RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF  
KINGSTON, NEW YORK, REAFFIRMING KINGSTON AS A WELCOMING AND INCLUSIVE CITY**

Sponsored By:           Laws and Rules Committee  
Aldermen Eckert, Scott-Childress, Carey

**WHEREAS**, the City of Kingston, N.Y. is proud to be a city that values diversity; and

**WHEREAS**, the City of Kingston has long considered itself a city of immigrants; and

**WHEREAS**, the City of Kingston is committed to upholding and protecting the civil and human rights of all individuals within the City and has long prohibited discrimination based on race, ethnicity, immigration status, national origin, religion, gender identity, sexual orientation, ability or other protected characteristics in the provision of its services; and

**WHEREAS**, it is particularly essential to the mission of the City's emergency services departments that victims report crimes or injuries, cooperate fully in investigations, and summon help when needed; and

**WHEREAS**, the threat of deportation or prosecution for no reason other than immigration status may discourage residents without legal immigration status or who have family members or friends without legal immigration status from reporting crimes or injuries, cooperating in investigations, seeking opportunities for their children living in this community, or summoning help when needed; and

**WHEREAS**, enforcement of federal immigration laws is the prerogative of federal enforcement agencies, not local law enforcement agencies; and

**WHEREAS**, the Kingston Police Department has long held to the practice that it does not inquire into a person's immigration status upon initial contact; and

**WHEREAS**, the Kingston Police Department has long determined that it will give full priority to public safety and justice concerns in preference over rigid enforcement of immigration regulations; and

**WHEREAS**, the Kingston Police Department, Mayor and Police Commission will develop policies and procedures as to if and when undocumented foreign nationals will be referred to the appropriate federal agencies; and

**WHEREAS**, the City of Kingston has no formal existing agreements to enforce immigration policy; and

**WHEREAS**, no other City department inquires into the immigration status of individuals before making government services available to that individual; and

**WHEREAS**, these practices are generally considered to be "Sanctuary City" policies; and

**WHEREAS**, the Mayor of Kingston has reaffirmed the City's commitment to be welcoming and inclusive to all and supports codifying these City's long-standing practices into City policy; and

**WHEREAS**, federal law does not require local law enforcement or other local service providers to inquire into an individual's immigration status or to respond to federal Immigration and Customs Enforcement (ICE) detainer requests so that these principles are not inconsistent with federal law;

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK AS FOLLOWS:**

**SECTION 1:** that the Common Council also reaffirms the City of Kingston commitment to continue its longstanding and legal practice of not inquiring into the immigration status of individuals being provided local government services.

**SECTION 2:** That this resolution shall be effective immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January, 2017

  
Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup>  
day of January, 2017

  
Steven T. Noble, Mayor

RESOLUTION #8 OF 2016

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF  
KINGSTON, NEW YORK, TO EXTEND UNPAID WATER AND  
SEWER RENTS ON THE GENERAL TAX ROLLS

Sponsored by: Finance/Audit Committee  
Aldermen Koop, Scott-Childress, Mills, Schabot, Brown

WHEREAS, in a communication from the Kingston Water Department of the City of Kingston, New York, a schedule was attached showing certain unpaid water and sewer rents accruing against the properties in the City of Kingston, New York, as of November 22, 2016:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That pursuant to Chapter 395, Article X, Section 395-27 of the City Charter, the amount of unpaid water and sewer rents (\$1,045,434.06) as submitted by the Water Department of the City of Kingston, New York, as being unpaid, with the exception of those amounts which may be paid prior to the next tax levy, be levied upon such property in addition to the amount of the annual tax levied by the City of Kingston, New York, for the year 2017 and the City Clerk is hereby directed to extend such amounts on the General Tax Rolls of the City of Kingston, New York, for the year 2017.

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>

day of January 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>

day of January, 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

Water Sewer Tax Levy

RESOLUTION #9 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO  
THE 2017 SEWER BUDGET

Sponsored by: Finance/Audit Committee  
Aldermen Koop, Scott-Childress, Davis, Schabot, Brown

WHEREAS, the Wastewater Treatment Facility has requested a budget transfer in the amount of \$10,000.00 to cover a shortage in contractual expenses; and

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the sum of \$10,000.00 be transferred as follows:

FROM:	G11990.5404	Sewer Contingency	\$10,000.00
TO:	G18120.5472	Contractual Expenses	\$10,000.00

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January, 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>  
day of January, 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council January 10, 2017

Financial Impact - \$10,000.00

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RESOLUTION #10 of 2017

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO THE 2016 PARKING VIOLATIONS BUDGET

Sponsored by: Finance/Audit Committee  
Aldermen Koop, Scott-Childress, Mills, Schabot, Brown

WHEREAS, the City Comptroller has submitted a request for transfers in the 2016 Parking Violations budget; and

WHEREAS, the Finance/Audit Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the sum of \$2,675.00 be transferred, as follows:

FROM:	A11130.5402	Parking Violations Office Supplies	\$2,675.00
TO:	A11130.5111	Parking Violation Seasonal Pay	\$2,675.00

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11th  
day of January 2017.

  
CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12th  
day of January 2017.

  
STEVEN T. NOBLE, MAYOR

Adopted by Council on January 10, 2017

Financial Impact - 0

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON,  
NEW YORK, RECOMMENDING APPROVAL FOR MODIFICATIONS TO  
THE 2016 DEPARTMENT OF PUBLIC WORKS BUDGET

Sponsored by: Finance/Audit Committee  
Aldermen Koop, Scott-Childress, Mills, Schabot, Brown

WHEREAS, the Superintendant of Public Works has requested a budget transfer in the amount of \$57,100.00 to cover budget shortfalls; and

WHEREAS, the Finance/Economic Development Committee has received, reviewed and approved this request:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:

SECTION 1. That the sum of \$57,100.00 be transferred as attached:

SECTION 2. That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup>

day of January 2017.



CARLY WINNIE, CITY CLERK

Approved by the Mayor this 12<sup>th</sup>

day of January 2017.



STEVEN T. NOBLE, MAYOR

Adopted by Council January 10, 2017

Financial Impact - \$0

ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AMENDING  
THE FEE SCHEDULE ADOPTED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON

Sponsored by: Finance and Audit Committee  
Aldermen Koop, Scott-Childress, Mills, Schabot, Brown

WHEREAS, new fees for parking in Municipal Lots have been proposed; and

WHEREAS, the Finance and Audit Committee has reviewed these fees and wishes to  
adopt them by amending the current fee schedule;

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF  
KINGSTON, NEW YORK, AS FOLLOWS

**SECTION 1.** That the Common Council of the City of Kingston hereby amends the fee  
schedule by replacing it as attached.

**SECTION 2.** All ordinances and parts thereof inconsistent herewith are hereby  
repealed.

**SECTION 3.** This ordinance shall take effect immediately after passage approval and  
publication approval as provided.

Submitted to the Mayor this 11<sup>th</sup> day  
of January, 2017

  
Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day  
of January, 2017

  
Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**Resolution 13 of 2017**

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
APPROVING TRANSFER OF FUNDS IN THE 2016 PARKS AND RECREATION DEPARTMENT  
FOR THE HUDSON RIVER ESTUARY PROGRAM 2015 PROJECT SEA LEVEL RISE  
TASKFORCE**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Schabot, Brown, Mills

**WHEREAS**, the Parks and Recreation Department has requested a budget transfer in the amount of \$49,684.00 from the General Fund in the 2016 Parks and Recreation Department for the Hudson River Estuary Program 2015 grant project "Sea Level Rise Taskforce"; and

**WHEREAS**, reimbursement will come from funding provided by a NYS DEC grant for \$49,684.00, and the required match funding of \$10,950.00 will come from in-kind donations, including meeting space and staff and volunteer time; and

**WHEREAS**, the sum of \$1,000.00 out of the \$49,684.00 grant has already been appropriated in the 2016 budget for salaries; and

**WHEREAS**, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the sum of \$49,684.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$48,684.00

To: Contracted Services Account #A1-7240.472 \$48,684.00

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of

January, 2017



Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day of

January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

Res 13 2017 Transfer Funds Hudson River Estuary Sea Level Rise

**Resolution 14 of 2017**

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
APPROVING TRANSFER OF FUNDS IN THE 2016 PARKS AND RECREATION DEPARTMENT  
FOR THE HUDSON RIVER ESTUARY PROGRAM 2015 PROJECT NATURAL RESOURCES  
INVENTORY**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Schabot, Brown, Mills

**WHEREAS**, the Parks and Recreation Department has requested a budget transfer in the amount of \$22,000.00 in the 2016 Parks and Recreation Department for the Hudson River Estuary Program 2015 grant project "Natural Resources Inventory"; and

**WHEREAS**, reimbursement will come from funding provided by a NYS DEC grant for \$22,000.00, and the required match funding of \$3,897.50 will come from in-kind donations, including staff and volunteer time; and

**WHEREAS**, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the sum of \$22,000.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$22,000.00

To: Contracted Services Account #A1-7240.472 \$21,000.00

Supplies & Materials Account #A1-7240.485 1,000.00

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of

January, 2017



Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day of

January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

Res 14 2017 Transfer Funds Hudson River Estuary Natural Resources Inventory

**Resolution 15 of 2017**

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
AUTHORIZING THE MAYOR TO EXPEND FUNDS IN THE FIRST INSTANCE FOR THE 2016  
HUDSON RIVER ESTUARY PROGRAM GRANT FROM THE NYS DEPARTMENT OF  
ENVIRONMENTAL CONSERVATION FOR THE OPEN SPACE PLAN FOR THE CITY OF  
KINGSTON PROJECT

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Schabot, Brown, Mills

**WHEREAS**, the City of Kingston has been awarded a Hudson River Estuary Program grant in 2016 in the amount of \$24,500.00 from the NYS Department of Environmental Conservation for the Open Space Plan for the City of Kingston; and

**WHEREAS**, the matching funding requirements of \$10,770.00 are expected through in-kind donation and force account contributions; and

**WHEREAS**, there are specific requirements and regulations governing the expenditure of these funds; and

**WHEREAS**, the action is categorized under 6 NYCRR, Part 617.5 as Type II.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** Administration of all funds under these grants will be in accordance with all terms and conditions contained in guidelines provided by the NYS Department of Environmental Conservation.

**SECTION 2.** The Mayor of the City of Kingston is hereby authorized to expend funds in the first instance under the terms of the Open Space Plan for City of Kingston Contract #DEC01-T00182GG-3350000.

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of

January, 2017



Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day of

January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

Res 15 2017 Expend Funds Hudson River Estuary Open Space Plan

**Resolution 16 of 2017**

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
APPROVING TRANSFER OF FUNDS IN THE 2017 PARKS AND RECREATION DEPARTMENT  
FOR THE HUDSON RIVER ESTUARY PROGRAM 2016 PROJECT OPEN SPACE PLAN FOR  
CITY OF KINGSTON**

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Schabot, Brown, Mills

**WHEREAS**, the Parks and Recreation Department has requested a budget transfer in the amount of \$24,500.00 in the 2017 Parks and Recreation Department for the Hudson River Estuary Program 2016 grant project "Open Space Plan for City of Kingston"; and

**WHEREAS**, reimbursement will come from funding provided by a NYS DEC grant for \$24,500.00, and the required match funding of \$10,700.00 will come from in-kind donations, including staff and volunteer time; and

**WHEREAS**, the sum of \$3,000.00 out of the \$24,500.00 grant has been appropriated in the 2017 budget for salaries; and

**WHEREAS**, the Finance/Audit Committee has received, reviewed and approved this request.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the sum of \$24,500.00 be transferred as follows:

From: NYS Grants Revenue Account #A1-7240.3889 \$21,500.00

To: Contracted Services Account #A1-7240.472 \$21,000.00

Supplies & Materials Account #A1-7240.485 500.00

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 11th day of

January, 2017



Carly Winnie, City Clerk

Approved by the Mayor this 12th day of

January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AUTHORIZING THE CITY OF KINGSTON PLANNING BOARD TO ACT AS LEAD AGENCY FOR THE PURPOSES OF ENVIRONMENTAL REVIEW FOR THE 300 FLATBUSH AVENUE PROJECT**

Sponsored by: Laws & Rules Committee: Aldermen: Eckert,  
Scott-Childress, Carey, Mills, Brown

**WHEREAS**, RUPCO (the Applicant) has submitted a completed Part I of the full environmental assessment form to the City of Kingston Planning Board to create 66 residential units, 34 of which will be located in an existing building and 32 constructed within a new building, and has petitioned the Common Council for a zoning change of the 14.9 acre parcel from RR One Family Residence to R-6 Multiple Residence District (the Action); and

**WHEREAS**, the project is located at 300 Flatbush Avenue, Kingston, New York, SBL 48.74-3-14.100; and

**WHEREAS**, the designation of a lead agency and a determination of the significance of the action on the environment must be made in order to comply with the New York State Environmental Conservation Law (SEQR Act) and the regulations promulgated thereunder (the Regulations) by the New York State Department of Environmental Conservation.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the Common Council of the City of Kingston authorizes the City of Kingston Planning Board to act as Lead Agency for the purposes of environmental review and that the Project constitutes a Type I action as defined in 6 NYCRR Part 617.4 (b)(3) of the SEQR Act.

**SECTION 2.** That this resolution shall take effect immediately.

Submitted to the Mayor this 11th day of  
January, 2017



Carly Winnie City Clerk

Approved by the Mayor this 12th day of  
January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**Resolution 18 of 2017**

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
AUTHORIZING THE SALE OF 416 FIRST AVENUE, TAX MAP NO. 48.16-5-18 AND  
RECOMMENDING A NEGATIVE DECLARATION OF ENVIRONMENTAL SIGNIFICANCE

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Mills, Schabot, Brown

**WHEREAS**, sealed bids were opened on December 13, 2016 for the purchase of  
416 First Avenue, Tax Map No. 48.16-5-18; and

**WHEREAS**, Allen Nace Jr. submitted the only bid to purchase 416 Avenue, Tax Map  
No. 48.16-5-18 in the amount of Fifteen (\$15,000.00) dollars; and

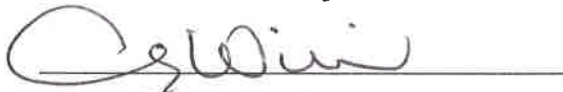
**WHEREAS**, the sale of 416 First Avenue, Tax Map No. 48.16-5-18 to Allen Nace Jr.  
is in the best interest of the City of Kingston.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION-1.** That the Mayor is authorized to execute a quitclaim deed conveying  
all of the City of Kingston's interest in the property located at 416 First Avenue Avenue, Tax  
Map No. 48.16-5-18 for the sum of Fifteen Thousand and 00/100 (\$15,000.00) Dollars, plus all  
necessary filing fees, to Allen Nace Jr. upon payment in full of the purchase price, recording  
and filing fees.

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 14<sup>th</sup> day of  
January, 2017



Carly Winnie, City Clerk

Approved by the Mayor this 15<sup>th</sup> day of  
January, 2017



Steven T. Noble, Mayor

Adopted by Council on January 10 2017

Res 18 2017 Sale 416 First Ave to Nace

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING THE SETTLEMENT WITH NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION**

Sponsored by: Finance and Audit Committee: Aldermen: Koop,  
Scott-Childress, Mills, Schabot, Brown

**WHEREAS**, the NYS Department of Environmental Conservation advised the City regarding violations that occurred on November 9, 2015, in the Washington Avenue Tunnel near Gilead Street in Kingston, New York; and

**WHEREAS**, the parties have reached a settlement of the case that requires all parties to execute an Order On Consent and the City of Kingston to pay a civil penalty of Ten Thousand (\$10,000.00) dollars to the NYS Department of Environmental Conservation; and

**WHEREAS**, settlement of the above matter is in the best interests of the City of Kingston.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the Common Council of the City of Kingston hereby approves the settlement as outlined above.

**SECTION 2.** That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of  
January, 2017

  
Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day of  
January, 2017

  
Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, APPROVING THE SETTLEMENT OF 346 WASHINGTON AVENUE LLC**

Sponsored by: Finance and Audit Committee: Aldermen: Koop,  
Scott-Childress, Mills, Schabot, Brown

**WHEREAS**, 346 Washington Avenue, LLC, the owner of property located at 346 Washington Avenue, was paying taxes under a Pilot Agreement executed on February 7, 2007; and

**WHEREAS**, 346 Washington Avenue, LLC contested the invoice for back payments due to the City, School District and County; and

**WHEREAS**, the parties have reached a settlement of the case that requires all parties to sign an Agreement regarding the repayment of said back payments.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION 1.** That the Common Council of the City of Kingston hereby approves the settlement in the amount of One Hundred Thirty Thousand (\$130,000.00) Dollars.

**SECTION 2.** That this resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of January, 2017

  
Carly Winnie, City Clerk

Approved by the Mayor this 12<sup>th</sup> day of January, 2017

  
Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK, ADOPTING ENERGY BENCHMARKING POLICY REQUIREMENTS FOR CERTAIN MUNICIPAL BUILDINGS IN THE CITY OF KINGSTON**

Sponsored by: Pubic Safety/General Government Committee: Aldermen:  
Schabot, Eckert, Dawson, Davis, Brown

**WHEREAS**, buildings are the single largest user of energy in the State of New York, and the poorest performing buildings typically use several times the energy of the highest performing buildings, for the exact same building use; and

**WHEREAS**, this Local Policy will use Building Energy Benchmarking to promote the public healty, safety and welfare by making available good, actionable information on municipal building energy use to help identify opportunities to cut costs and reduce pollution in the City of Kingston; and

**WHEREAS**, collecting, reporting, and sharing Building Energy Benchmarking data on a regular basis allows municipal officials and the public to understand the energy performance of municipal buildings relative to similar buildings nationwide; and

**WHEREAS**, equipped with this information, the City of Kingston will be able to make smarter, more cost effective operational and capital investment decisions, reward efficiency, and drive widespread, continuous improvement; and

**WHEREAS**, the following definitions will apply:

- A. "Benchmarking Information" shall mean information generated by Portfolio Manager, as herein defined including descriptive information about the physical building and its operational characteristics
- B. "Building Energy Benchmarking" shall mean the process of measuring a Building's energy use, tracking that use over time, and comparing performance to similar buildings
- C. "Commissioner" shall mean the head of the Department
- D. "Covered Municipal Building" shall mean a building or facility that is owned or occupied by the City of Kingston that is 1,000 square feet or larger in size
- E. "Department" shall mean the Office of the City Comptroller
- F. "Energy" shall mean electricity, natural gas, steam, hot or chilled water, fuel oil, or other produce for use in a building, or renewable on-site electricity generation, for purposes of providing heating, cooling, lighting, water heating, or for powering or fueling other end-uses in the building and related facilities, as reflected in utility bills or other documentation of actual energy use

G. "Energy Performance Score" shall mean the numeric rating generated by Portfolio Manager that compares the energy usage of the building to that of similar buildings

H. "Energy Use Intensity (EUI)" shall mean the kBtUs (1,000 British Thermal Units) per square foot of gross floor area

I. "Gross Floor Area" shall mean the total number of enclosed square feet measured between the exterior surfaces of the fixed walls within any structure used or intended for supporting or sheltering any use or occupancy

J. "Portfolio Manager" shall mean Energy Star Portfolio Manager, the internet-based tool developed and maintained by the United States Environmental Protection Agency to track and assess the relative energy performance of buildings nationwide, or successor

K. "Utility" shall mean an entity that distributes and sells energy to covered municipal buildings

L. "Weather Normalized Site EUI" shall mean the amount of energy that would have been used by a property under 30 year average temperatures, accounting for the difference between average temperatures and yearly fluctuations; and

**WHEREAS**, this Local Policy is applicable to all covered municipal buildings as defined in item D above of this Local Policy; and

**WHEREAS**, the Commissioner may exempt a particular covered municipal building from the benchmarking requirement if the Commissioner determines that it has characteristics that make benchmarking impractical; and

**WHEREAS**, no later than December 31, 2016 and no later than May 1 every year thereafter, the Commissioner or his or her designee shall enter into Portfolio Manager the total energy consumed by each covered municipal building, along with all other descriptive information required by Portfolio Manager for the previous calendar year; and

**WHEREAS**, for new covered municipal buildings that have not accumulated 12 months of energy use data by the first applicable date following occupancy for inputting energy use into Portfolio Manager, the Commissioner or his or her designee shall begin inputting data in the following year; and

**WHEREAS**, the Department shall make available to the public on the internet Benchmarking Information for the previous calendar year:

(a) no later than December 31, 2016 and by September 1 of each year thereafter for covered municipal buildings; and

**WHEREAS**, the Department shall make available to the public on the internet and update at least annually, the following Benchmarking Information:

(a) Summary statistics on energy consumption for covered municipal buildings derived from aggregation of Benchmarking Information; and

(b) For each covered municipal building individually:

- (i) The status of compliance with the requirements of this Local Policy; and
- (ii) The building address, primary use type, and gross floor area; and
- (iii) Annual summary statistics, including site EUI, Weather Normalized Source EUI, annual GHG emissions, and an Energy Performance Score where available; and
- (iv) A comparison of the annual summary statistics (as required by this Local Policy across calendar years for all years since annual reporting under this Local Policy has been required for said building; and

**WHEREAS**, the Department shall maintain records as necessary for carrying out the purposes of this Local Policy, including but not limited to energy bills and other documents received from tenants and/or utilities. Such records shall be preserved by the Department for a period of three (3) years; and

**WHEREAS**, the Commissioner or his or her designee shall be the Administrator of this Local Policy; and

**WHEREAS**, the Administrator of this Local Policy may promulgate procedures necessary for the administration of the requirements of this Local Policy.

**NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF KINGSTON AS FOLLOWS:**

**SECTION 1.** That within thirty (30) days after each anniversary date of the effective date of this Local Policy, the Administrator of the Benchmarking Policy shall submit a report to the Common Council, including but not limited to, summary statistics on energy consumption for covered municipal buildings derived from aggregation of Benchmarking Information, a list of all covered municipal building identifying each covered municipal building that the Commissioner determined to be exempt from the benchmarking requirement and the reason for the exemption, and the status of compliance with the requirements of this Local Policy.

**SECTION 2.** This Local Policy shall be effective immediately upon adoption by the Common Council and a copy of this resolution shall be provided to the Office of the City Comptroller.

**SECTION 3.** That this resolution shall be effective immediately.

Submitted to the Mayor this 11<sup>th</sup>  
day of January, 2017

  
Carly Winnie, City Clerk

Approved by the Mayor this 11<sup>th</sup>  
January, 2017

  
Steven T. Noble, Mayor

Adopted by Council on January 10, 2017

**Resolution 22 of 2017**

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF KINGSTON, NEW YORK,  
AUTHORIZING ADOPTING A BOND ORDINANCE IN THE SUM OF \$125,000 TO  
PURCHASE MULTI SPACE PARKING METERS AND RELATED EQUIPMENT

Sponsored By: Finance and Audit Committee: Aldermen: Koop,  
Scott-Childress, Mills, Schabot, Brown

**WHEREAS**, a request has been made for bonding in the amount of \$125,000.00 to  
purchase multi space parking meters and related equipment to implement paid parking in City  
lots.

**NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE  
CITY OF KINGSTON, NEW YORK, AS FOLLOWS:**

**SECTION-1.** That the Common Council authorizes an amount of \$125,000.00 be  
provided through General Municipal bonding to purchase multi space parking meters and  
related equipment to implement paid parking in City lots.

**SECTION-2.** This resolution shall take effect immediately.

Submitted to the Mayor this 11<sup>th</sup> day of  
January, 2017

Carly Winnie  
Carly Winnie, City Clerk

Adopted by Council on Jan. 10<sup>th</sup>, 2017

Approved by the Mayor this 12<sup>th</sup> day of  
January, 2017

Steven T. Noble  
Steven T. Noble, Mayor